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5 **UNITED STATES DISTRICT COURT**
6 **DISTRICT OF NEVADA**
7

8 UNITED STATES OF AMERICA,
9

10 Plaintiff,

11 v.

12 GUY W. PARKER,
13

Defendant.

2:08-cv-1200-LDG-LRL


ORDER

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15 By order dated September 24, 2009 (#65), this court granted the United States' cross
16 motion for summary judgment. Defendant Parker has filed a motion pursuant to Fed. R. Civ. P.
17 60(b) to reconsider the order (#69, response #73, reply #75), and the United States has filed a
18 motion to voluntarily dismiss with prejudice its second claim (#66, response #74, reply #76). In
19 his motion for reconsideration, Parker reargues whether a final decision was issued, and whether
20 he failed to timely appeal to either the board of contract appeals or the Claims Court. Because
21 Parker raises no grounds for Rule 60 relief from the court's order, his motion will be denied.
22 Furthermore, in his response to the United States' motion to dismiss its second claim, Parker
23 repeats his arguments going to the merits, and does not assert any grounds in opposition to the
24 motion. Accordingly, good cause appearing, the court will grant the United States' motion to
25 voluntarily dismiss with prejudice its second claim.

26 THE COURT HEREBY ORDERS that defendant Parker's motion for reconsideration
(#69) is DENIED.

1 THE COURT FURTHER ORDERS that the United States' motion to dismiss second
2 claim (#66) is GRANTED.

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4 DATED this 23 day of September, 2010.

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7 Lloyd D. George
United States District Judge
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